

LABEL, IN PART: "Hillsdale Verigrade Prunes."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the article consisted in whole or in part of a filthy substance by reason of the presence of insect-infested prunes, and of a decomposed substance by reason of the presence of moldy and rotten prunes.

DISPOSITION: December 19, 1949. Default decree of condemnation and destruction.

VEGETABLES AND VEGETABLE PRODUCTS

15729. Adulteration of canned asparagus. U. S. v. 24 Cases * * *. (F. D. C. No. 28019. Sample No. 62816-K.)

LIBEL FILED: October 4, 1949, District of New Hampshire.

ALLEGED SHIPMENT: On or about June 27, 1949, by the Salter Canning Co., from North Rose, N. Y.

PRODUCT: 24 cases, each containing 24 1-pound, 4-ounce cans, of asparagus at Keene, N. H.

LABEL, IN PART: (Can) "Tender All Green Asparagus Spears."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the article consisted in whole or in part of a filthy substance by reason of the presence of insect eggs and insect-damaged spears.

DISPOSITION: January 23, 1950. Default decree of condemnation and destruction.

15730. Misbranding of canned green beans. U. S. v. 394 Cases * * *. (F. D. C. No. 28277. Sample No. 57276-K.)

LIBEL FILED: November 7, 1949, District of Connecticut.

ALLEGED SHIPMENT: On or about October 7, 1949, by Long Island Canning Co., Inc., from Riverhead, Long Island, N. Y.

PRODUCT: 394 cases, each containing 24 1-pound, 3-ounce cans, of green beans at New Haven, Conn.

LABEL, IN PART: "Rose Garden Cut Green Beans."

NATURE OF CHARGE: Misbranding, Section 403 (h) (1), the product fell below the standard of quality for canned cut green beans since the deseeded pods contained more than 15 percent by weight of fibrous material and its label failed to bear the substandard legend.

DISPOSITION: January 11, 1950. Default decree of condemnation. The court ordered that the product be delivered to a charitable institution.

15731. Adulteration and misbranding of canned field peas. U. S. v. 454 Cases * * *. (F. D. C. No. 28043. Sample No. 1262-K.)

LIBEL FILED: On or about October 20, 1949, Eastern District of South Carolina.

ALLEGED SHIPMENT: On or about August 23, 1949, by the R. O. Kelley Co., from Midville, Ga.

PRODUCT: 454 cases, each containing 24 1-pound, 3-ounce cans, of field peas at Darlington, S. C.

LABEL, IN PART: (Can) "Kelley's Best Georgia Field Peas with Snaps."

NATURE OF CHARGE: Adulteration, Section 402 (b) (2), packing medium had been substituted in part for peas.

Misbranding, Section 403 (d), the container of the article was so filled as to be misleading since it contained excess packing medium and fewer peas than are usually present and expected in cans of the size involved.

DISPOSITION: November 18, 1949. The R. O. Kelley Co., claimant, having consented to the entry of a decree, judgment of condemnation was entered and the court ordered that the product be released under bond for relabeling, under the supervision of the Federal Security Agency.

15732. Adulteration of dried black-eyed peas. U. S. v. 81 Cases * * *.
(F. D. C. No. 28300. Sample No. 63844-K.)

LIBEL FILED: November 21, 1949, Western District of South Carolina.

ALLEGED SHIPMENT: On or about September 19, 1949, by Benham & Co., Inc., from Mineola, Tex.

PRODUCT: 81 cases, each containing 12 2-pound bags, of dried black-eyed peas at Greenville, S. C.

LABEL, IN PART: (Bag) "Benco Brand Beans."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the article consisted in whole or in part of a filthy substance by reason of the presence of insects.

DISPOSITION: January 10, 1950. Default decree of condemnation. The court ordered that the product be delivered to a charitable institution, for use as animal feed.

15733. Adulteration of Soyabits (ground soybeans). U. S. v. 78 Bags, etc.
(F. D. C. No. 28040. Sample Nos. 1943-K, 1944-K, 63768-K, 63774-K.)

LIBEL FILED: October 11, 1949, Northern District of Georgia.

ALLEGED SHIPMENT: On or about August 10 and September 2, 1948, from Chicago, Ill.

PRODUCT: 194 100-pound bags of Soyabits (ground soybeans) at Atlanta, Ga., in possession of the Atlanta Service Warehouse.

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the article consisted in whole or in part of a filthy substance by reason of the presence of insects, rodent excreta, and rodent hairs; and, Section 402 (a) (4), it had been held under insanitary conditions whereby it may have become contaminated with filth. The article was adulterated while held for sale after shipment in interstate commerce.

DISPOSITION: November 14, 1949. The Glidden Co., Cleveland, Ohio, claimant, having consented to the entry of a decree, judgment of condemnation was entered and the court ordered that the product be released under bond for conversion into stock feed, under the supervision of the Federal Security Agency.

15734. Adulteration of pickles. U. S. v. 19 Cases, etc. (F. D. C. No. 28285.
Sample Nos. 48585-K, 48586-K.)

LIBEL FILED: On or about November 17, 1949, District of New Jersey.

ALLEGED SHIPMENT: On or about September 19 and October 4 and 17, 1949, by Mrs. Schlorer's, Inc., from Philadelphia, Pa.

PRODUCT: 35 cases, each containing 24 12-ounce jars, of pickles at Camden, N. J.

LABEL, IN PART: (Jar) "Mrs. Schlorer's. Sweet Midgets [or "Preserved Pickle Strips"]."